

UNOFFICIAL VERSION

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MONDAY, APRIL 16, 2018

SEVENTY-FIRST LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 3:30 p.m., and was called to order by Mr. Speaker McNally.

PRESENTATION

Senator Norris introduced the Tennessee Society of the Sons of the American Revolution Honor Guard who presented colors.

PRAYER

The proceedings were opened with prayer by Reverend David Graves of St. Paul Lutheran Church in Wartburg, Tennessee, a guest of Senator Yager.

PLEDGE OF ALLEGIANCE

Senator Yager led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Yager led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 33

Senators present were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

STANDING COMMITTEE REPORT

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: Senate Joint Resolutions Nos. 878, 879, 880, 882 and 883.

GRESHAM, Chairperson
April 12, 2018

The Speaker announced that he had referred Senate Joint Resolutions Nos. 878, 879, 880, 882 and 883 to the Committee on Calendar.

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PRESENTATION

Senator Norris presented **Senate Joint Resolution No. 783** to Senator Bill Ketron.

MR. SPEAKER MCNALLY RELINQUISHES CHAIR

Mr. Speaker McNally relinquished the Chair to Senator Ketron.

PRESENTATION

Senators Roberts and Johnson introduced Ms. Sofie Grace Rovenstine, 2018 Miss Teen Tennessee, to the Senate.

PRESENTATION

Senators Hensley and Gresham presented **Senate Joint Resolution No. 749** to Mr. Shelby Briggs, the Tar Wars Poster Contest Winner.

PRESENTATION

Senators Hensley and Gresham presented **Senate Joint Resolution No. 803** to Ms. Cathy Dyer.

PRESENTATION

Senator Green introduced Colonel David Romania to the Senate.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 1664, 1788, 2052, 2084, 2118, 2287, 2301, 2312, 2338, 2432, 2454, 2523, 2526, 2590, 2695, 2702, 2708, 2711, 2713, 2714, 2716, 2717, 2719 and 2720** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 1664 -- Sunset Laws -- As introduced, extends the regional transportation authority of Middle Tennessee for two years to June 30, 2020; requires the authority to report back to the committee by December 31, 2018 concerning the findings in its 2017 performance audit report. Amends TCA Title 4, Chapter 29, Part 2 and Title 64, Chapter 8.

House Bill No. 1788 -- State Employees -- As introduced, increases the cash award for the employee suggestion award program from a one-time award of 10 percent of the first year's estimated savings to 15 percent of the annual savings received in a fiscal year for a maximum period of three years. Amends TCA Title 4, Chapter 27.

House Bill No. 2052 -- Trusts -- As introduced, clarifies circumstances under which a trust may be construed as a total return unitrust. Amends TCA Title 35, Chapter 6.

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House Bill No. 2084 -- TennCare -- As introduced, enacts the "Annual Coverage Assessment of 2018." Amends TCA Title 71, Chapter 5 and Chapter 364 of the Private Acts of 2017.

House Bill No. 2118 -- Human Services, Dept. of -- As introduced, establishes the state palliative care and quality of life council to advise the executive director of the Tennessee commission on aging and disability on issues related to palliative care. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 2.

House Bill No. 2287 -- Public Records -- As introduced, expands the list of persons to be provided an annual report from the advisory committee on open government and office of open records counsel. Amends TCA Title 8, Chapter 4, Part 6.

House Bill No. 2301 -- Tort Liability and Reform -- As introduced, declares settlement agreement provisions that have purpose or effect of concealing details relating to claim of sexual harassment or sexual assault as void and unenforceable and contrary to public policy of this state if settlement agreement is entered into by governmental entity; maintains confidentiality of victim's identity. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 9, Chapter 8, Part 3; Title 10; Title 20 and Title 29.

House Bill No. 2312 -- Public Officials -- As introduced, prohibits the use of consular identification cards, and other similar documents not authorized by the general assembly for use for identification purposes, for determining a person's identity or residency by an official or employee of the state or any political subdivision of the state; prohibits local governments and law enforcement agencies from establishing the acceptability of any such cards or documents. Amends TCA Title 2; Title 5; Title 6; Title 7; Title 8 and Title 55.

House Bill No. 2338 -- Local Government, General -- As introduced, deletes provisions requiring each commissioner of a municipal utility board to obtain 12 hours of training and continuing education within 12 months of appointment or election, or reappointment or reelection, to the board, and every three years thereafter beginning January 1 after the calendar year in which the commissioner met the initial training and continuing education requirements. Amends TCA Section 7-34-115.

House Bill No. 2432 -- Energy -- As introduced, requires commissioner of general services to prepare a report of all state departments and agencies utilizing energy savings performance contracting to reduce energy and water use in state buildings; requires the commissioner to transmit the report electronically to the governor and each member of the general assembly no later than January 15, 2019. Amends TCA Title 4 and Title 12.

House Bill No. 2454 -- State Symbols -- As introduced, designates the book entitled They Said It Their Way: The Official Tennessee Book of By-Words and Old Sayings by Edwin Garrett as an official state book. Amends TCA Title 4, Chapter 1.

House Bill No. 2523 -- Tort Liability and Reform -- As introduced, declares settlement agreement provisions that have purpose or effect of concealing details relating to claim of child sexual abuse, except for identifying information concerning victim, as void and unenforceable and contrary to public policy of state. Amends TCA Title 20 and Title 29, Chapter 34, Part 1.

House Bill No. 2526 -- Child Custody and Support -- As introduced, allows a prevailing party to recover reasonable attorney's fees in a criminal or civil contempt action to enforce a decree of alimony, child support, or custody. Amends TCA Title 36, Chapter 5.

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House Bill No. 2590 -- State Government -- As introduced, deletes the authority of an appointing authority to layoff or furlough state employees or reduce such employees' hours of employment for purposes of efficiency or any other material change in duties or organization. Amends TCA Title 4; Title 8; Title 9, Chapter 4, Part 53; Title 10; Title 11; Title 12; Title 41; Title 50 and Title 54.

House Bill No. 2695 -- Carter County -- As introduced, allows removal of overgrown vegetation and accumulated debris on owner-occupied residential property. Amends TCA Section 5-1-115.

House Bill No. 2702 -- Gallatin -- As introduced, authorizes the City of Gallatin to levy a privilege tax upon the privilege of occupancy by a two-thirds vote of its governing body. Amends TCA Title 67, Chapter 4, Part 14.

House Bill No. 2708 -- Mason -- Subject to local approval, revises conditions under which a vacancy is declared on the board of mayor and alderman for the Town of Mason; removes authority of non-resident property owners to vote in town elections; provides mayor, rather than board, with authority to organize departments and offices of town government; revises mayor's duties; establishes the procedure for adoption and preservation of ordinances. Amends Chapter 21 of the Private Acts of 2009.

House Bill No. 2711 -- Hamilton County -- Subject to local approval, provides for the payment of certain retirement benefits of a retired Hamilton County employee to an alternate payee under a qualified domestic relations order. Amends Chapter 557 of the Private Acts of 1939.

House Bill No. 2713 -- Grand Junction -- Subject to local approval, updates description of boundaries of City of Grand Junction; revises general powers of city government; creates staggered terms for aldermen; revises vacancy provisions governing aldermen; requires ordinances to be approved by the board two times rather than three times; makes various other changes to the City Charter. Amends Chapter 75 of the Private Acts of 1969; as amended.

House Bill No. 2714 -- Red Boiling Springs -- Subject to local approval, authorizes the city council of the City of Red Boiling Springs to set the city elections date by ordinance; deletes requirement that nonresidents who own taxable property within the City appear on the voting list of qualified electors eligible to vote in the Tennessee Legislative District that encompasses the City. Amends Chapter 29 of the Private Acts of 2009; as amended.

House Bill No. 2716 -- Maury County -- Subject to local approval, creates a county financial management system to administer the finances of the county for all funds of the various departments, agencies, and boards that are handled by the county trustee.

House Bill No. 2717 -- Henry County -- As introduced, requires nonpartisan elections for county officials in Henry County upon approval by referendum. Amends TCA Title 2, Chapter 1.

House Bill No. 2719 -- Mountain City -- Subject to local approval, shifts the appointment of the town recorder, chief of police, and superintendent of public works from April to December; extends the terms of the incumbent recorder, chief of police, and superintendent to December 2019. Amends Chapter 133 of the Private Acts of 1986; as amended.

House Bill No. 2720 -- Portland -- Subject to local approval, authorizes the appointment of a city administrator; removes city council approval for city officers appointed by the mayor, except for

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the attorney, judge, and recorder; specifies new duties of the mayor. Amends Chapter 568 of the Private Acts of 1939; as amended.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bill No. 2757** be passed on second consideration and be referred to the appropriate committee or held on the Clerk's desk, which motion prevailed.

SENATE BILL ON SECOND CONSIDERATION

The Speaker announced the following bill passed second consideration and was referred to the appropriate committee or held on the Clerk's desk:

Senate Bill No. 2757 Local bill -- held on desk.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 945 and 947 through 951** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 945 by Senator Kelsey.
Memorials, Recognition -- Jaylon Sims, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 947 by Senator Gardenhire.
Memorials, Recognition -- Kevin J. Worthen.

Senate Joint Resolution No. 948 by Senator Watson.
Memorials, Recognition -- KeOnna Lawrence, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 949 by Senator Watson.
Memorials, Interns -- James B. Stinnett.

Senate Joint Resolution No. 950 by Senator Kyle.
Memorials, Interns -- Danielle Rosser.

Senate Joint Resolution No. 951 by Senator Southerland.
Memorials, Public Service -- Commissioner Robert Martineau.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 1001, 1080, 1177 and 1179 through 1192; Senate Joint Resolutions Nos. 930 through 944; and Senate Resolutions Nos. 196 through 213** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 1001 -- Memorials, Congress -- Calls on the U.S. Secretary of Transportation to revoke the September 7, 2011, acceptance letter regarding the X-Lite Flared Terminal and the X-Lite Target Terminal guardrails and to call for the removal of such guardrails from roads in the United States.

The Speaker announced that he had referred House Joint Resolution No. 1001 to the Committee on Transportation and Safety.

House Joint Resolution No. 1080 -- Memorials, Sports -- Summertown High School Lady Eagles, 2018 TSSAA Class A State Runner-Up.

The Speaker announced that he had referred House Joint Resolution No. 1080 to the Committee on Calendar.

House Joint Resolution No. 1177 -- Memorials, Death -- Joe Clyde Daniels.

The Speaker announced that he had referred House Joint Resolution No. 1177 to the Committee on Calendar.

House Joint Resolution No. 1179 -- Memorials, Personal Occasion -- Inda Adams, 90th Birthday.

The Speaker announced that he had referred House Joint Resolution No. 1179 to the Committee on Calendar.

House Joint Resolution No. 1180 -- Memorials, Sports -- Mt. Juliet High School girls' basketball team, TSSAA District 9-AAA Champions.

The Speaker announced that he had referred House Joint Resolution No. 1180 to the Committee on Calendar.

House Joint Resolution No. 1181 -- Memorials, Sports -- Mt. Juliet High School boys' basketball team, TSSAA District 9-AAA Champions.

The Speaker announced that he had referred House Joint Resolution No. 1181 to the Committee on Calendar.

House Joint Resolution No. 1182 -- Memorials, Academic Achievement -- Mt. Juliet High School, National German Exam.

The Speaker announced that he had referred House Joint Resolution No. 1182 to the Committee on Calendar.

House Joint Resolution No. 1183 -- Memorials, Sports -- Hunter Borders and Michael Kramer, TSSAA State Wrestling Champions.

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The Speaker announced that he had referred House Joint Resolution No. 1183 to the Committee on Calendar.

House Joint Resolution No. 1184 -- Memorials, Recognition -- Chattanooga Mayor's Council for Women, inaugural Statewide Women's Policy Conference.

The Speaker announced that he had referred House Joint Resolution No. 1184 to the Committee on Calendar.

House Joint Resolution No. 1185 -- Memorials, Interns -- Carlie Carter.

The Speaker announced that he had referred House Joint Resolution No. 1185 to the Committee on Calendar.

House Joint Resolution No. 1186 -- Memorials, Recognition -- Kent Ritchey, Ginny Award.

The Speaker announced that he had referred House Joint Resolution No. 1186 to the Committee on Calendar.

House Joint Resolution No. 1187 -- Memorials, Recognition -- Old Timers Day Festival, 60th Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1187 to the Committee on Calendar.

House Joint Resolution No. 1188 -- Memorials, Personal Occasion -- Agnes Ellis, 100th Birthday.

The Speaker announced that he had referred House Joint Resolution No. 1188 to the Committee on Calendar.

House Joint Resolution No. 1189 -- Memorials, Death -- Rodney L. Bragg.

The Speaker announced that he had referred House Joint Resolution No. 1189 to the Committee on Calendar.

House Joint Resolution No. 1190 -- Memorials, Recognition -- Bill Geisel.

The Speaker announced that he had referred House Joint Resolution No. 1190 to the Committee on Calendar.

House Joint Resolution No. 1191 -- Memorials, Sports -- Emma Elizabeth Saltsman.

The Speaker announced that he had referred House Joint Resolution No. 1191 to the Committee on Calendar.

House Joint Resolution No. 1192 -- Memorials, Public Service -- HOPE for Victims of Knoxville.

The Speaker announced that he had referred House Joint Resolution No. 1192 to the Committee on Calendar.

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Senate Joint Resolution No. 930 -- Memorials, Recognition -- Kameron Richard, Boys and Girls Clubs Youth of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 930 to the Committee on Calendar.

Senate Joint Resolution No. 931 -- Memorials, Recognition -- Jacob Conner, Boys and Girls Clubs Youth of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 931 to the Committee on Calendar.

Senate Joint Resolution No. 932 -- Memorials, Academic Achievement -- Synthia Kaye Simpkins, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 932 to the Committee on Calendar.

Senate Joint Resolution No. 933 -- Memorials, Academic Achievement -- Mary Margaret Nix, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 933 to the Committee on Calendar.

Senate Joint Resolution No. 934 -- Memorials, Academic Achievement -- Kayln Marie Grice, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 934 to the Committee on Calendar.

Senate Joint Resolution No. 935 -- Memorials, Academic Achievement -- Katherine Evelyn Wallace, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 935 to the Committee on Calendar.

Senate Joint Resolution No. 936 -- Memorials, Academic Achievement -- John Charles Tidwell III, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 936 to the Committee on Calendar.

Senate Joint Resolution No. 937 -- Memorials, Academic Achievement -- Hayden Kirk James Roberts, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 937 to the Committee on Calendar.

Senate Joint Resolution No. 938 -- Memorials, Academic Achievement -- Ashley Cara Arnold, Valedictorian, Jo Byrns High School.

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The Speaker announced that he had referred Senate Joint Resolution No. 938 to the Committee on Calendar.

Senate Joint Resolution No. 939 -- Memorials, Academic Achievement -- Samantha Danielle Morton, Salutatorian, Jo Byrns High School.

The Speaker announced that he had referred Senate Joint Resolution No. 939 to the Committee on Calendar.

Senate Joint Resolution No. 940 -- Memorials, Professional Achievement -- Joe Ozment, President of Tennessee Association of Criminal Defense Lawyers.

The Speaker announced that he had referred Senate Joint Resolution No. 940 to the Committee on Calendar.

Senate Joint Resolution No. 941 -- Memorials, Recognition -- Breez LaLonde, Boys and Girls Clubs Youth of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 941 to the Committee on Calendar.

Senate Joint Resolution No. 942 -- Memorials, Recognition -- Arrionna Carlton, Boys and Girls Clubs Youth of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 942 to the Committee on Calendar.

Senate Joint Resolution No. 943 -- Memorials, Recognition -- Dylan McClanahan, Boys and Girls Clubs Youth of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 943 to the Committee on Calendar.

Senate Joint Resolution No. 944 -- Memorials, Recognition -- University of Tennessee Plateau AgResearch and Education Center, 75th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 944 to the Committee on Calendar.

Senate Resolution No. 196 -- Memorials, Academic Achievement -- Destiny Celeste Booker, Salutatorian, Hillcrest High School.

The Speaker announced that he had referred Senate Resolution No. 196 to the Committee on Calendar.

Senate Resolution No. 197 -- Memorials, Academic Achievement -- Dariana Aticia Martre, Valedictorian, Middle College High School.

The Speaker announced that he had referred Senate Resolution No. 197 to the Committee on Calendar.

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Senate Resolution No. 198 -- Memorials, Academic Achievement -- Audrey Firrone, Salutatorian, Memphis Central High School.

The Speaker announced that he had referred Senate Resolution No. 198 to the Committee on Calendar.

Senate Resolution No. 199 -- Memorials, Academic Achievement -- Beatriz Barrera, Salutatorian, Millington Central High School.

The Speaker announced that he had referred Senate Resolution No. 199 to the Committee on Calendar.

Senate Resolution No. 200 -- Memorials, Academic Achievement -- Jennifer McCullough, Valedictorian, Millington Central High School.

The Speaker announced that he had referred Senate Resolution No. 200 to the Committee on Calendar.

Senate Resolution No. 201 -- Memorials, Academic Achievement -- Jordan Harding, Valedictorian, The Soulsville Charter School.

The Speaker announced that he had referred Senate Resolution No. 201 to the Committee on Calendar.

Senate Resolution No. 202 -- Memorials, Academic Achievement -- Nikymba Warren, Salutatorian, The Soulsville Charter School.

The Speaker announced that he had referred Senate Resolution No. 202 to the Committee on Calendar.

Senate Resolution No. 203 -- Memorials, Academic Achievement -- Reuben Woodard, Valedictorian, Hamilton High School.

The Speaker announced that he had referred Senate Resolution No. 203 to the Committee on Calendar.

Senate Resolution No. 204 -- Memorials, Academic Achievement -- Kaneisha Hall, Salutatorian, Hamilton High School.

The Speaker announced that he had referred Senate Resolution No. 204 to the Committee on Calendar.

Senate Resolution No. 205 -- Memorials, Academic Achievement -- Staija Huggins, Salutatorian, Westwood High School.

The Speaker announced that he had referred Senate Resolution No. 205 to the Committee on Calendar.

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Senate Resolution No. 206 -- Memorials, Academic Achievement -- Jayda Neal, Valedictorian, Westwood High School.

The Speaker announced that he had referred Senate Resolution No. 206 to the Committee on Calendar.

Senate Resolution No. 207 -- Memorials, Academic Achievement -- Amal Altareb, Valedictorian, Memphis Central High School.

The Speaker announced that he had referred Senate Resolution No. 207 to the Committee on Calendar.

Senate Resolution No. 208 -- Memorials, Academic Achievement -- Curtis Braden II, Salutatorian, Middle College High School.

The Speaker announced that he had referred Senate Resolution No. 208 to the Committee on Calendar.

Senate Resolution No. 209 -- Memorials, Academic Achievement -- Le'Ander Ivy, Valedictorian, W.E.B. DuBois High School.

The Speaker announced that he had referred Senate Resolution No. 209 to the Committee on Calendar.

Senate Resolution No. 210 -- Memorials, Academic Achievement -- Andrea Michelle Simpson, Salutatorian, W.E.B. DuBois High School.

The Speaker announced that he had referred Senate Resolution No. 210 to the Committee on Calendar.

Senate Resolution No. 211 -- Memorials, Academic Achievement -- Destiny Meeks, Valedictorian, Mitchell High School.

The Speaker announced that he had referred Senate Resolution No. 211 to the Committee on Calendar.

Senate Resolution No. 212 -- Memorials, Academic Achievement -- Tamia Bailey, Salutatorian, Mitchell High School.

The Speaker announced that he had referred Senate Resolution No. 212 to the Committee on Calendar.

Senate Resolution No. 213 -- Memorials, Academic Achievement -- Eboni Nicole Miller, Valedictorian, Hillcrest High School.

The Speaker announced that he had referred Senate Resolution No. 213 to the Committee on Calendar.

NOTICES

MESSAGE FROM THE HOUSE

April 12, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1640. The House lifted the tabling motion, reconsidered and adopted House Amendment No. 1 and repassed Senate Bill No. 1640, as amended.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 12, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1879, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 12, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2025, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

SPEAKER RESUMES CHAIR

Mr. Speaker McNally resumed the Chair.

CONSENT CALENDAR

Senate Joint Resolution No. 859 -- Memorials, Retirement -- Barbara Gray.

Senate Joint Resolution No. 862 -- Memorials, Recognition -- Bethel United Methodist Church.

Senate Joint Resolution No. 863 -- Memorials, Death -- John Herman Baker.

Senate Joint Resolution No. 865 -- Memorials, Interns -- Hogan Smithmier.

Senate Joint Resolution No. 866 -- Memorials, Recognition -- Second Presbyterian Church, 200th Anniversary.

Senate Joint Resolution No. 867 -- Memorials, Death -- Donna Jo Pecoraro Woodson Thornton.

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Senate Joint Resolution No. 868 -- Memorials, Interns -- Austin Deal.

Senate Joint Resolution No. 869 -- Memorials, Death -- Martha Marie Couch Coursey.

Senate Joint Resolution No. 870 -- Memorials, Death -- Annie Clay Brown.

Senate Joint Resolution No. 871 -- Memorials, Interns -- Haley Clarissa Engle.

Senate Joint Resolution No. 872 -- Memorials, Academic Achievement -- Rebecca Charlene Richey, Salutatorian, Creek Wood High School.

Senate Joint Resolution No. 873 -- Memorials, Academic Achievement -- Hayden Luke Suddeth, Valedictorian, Creek Wood High School.

Senate Joint Resolution No. 874 -- Memorials, Academic Achievement -- David Smith, Salutatorian, Christian Community Schools.

Senate Joint Resolution No. 875 -- Memorials, Academic Achievement -- Caleb Starling, Valedictorian, Christian Community Schools.

Senate Joint Resolution No. 876 -- Memorials, Interns -- Sarah Ann Noel.

Senate Joint Resolution No. 877 -- Memorials, Recognition -- Susie James.

Senate Joint Resolution No. 889 -- Memorials, Recognition -- Hey Belle, Robertson County Chamber of Commerce 2018 Business of the Year.

Senate Joint Resolution No. 890 -- Memorials, Recognition -- Dustin Thomas, Robertson County Chamber of Commerce 2018 Volunteer of the Year.

Senate Joint Resolution No. 891 -- Memorials, Academic Achievement -- Taylor Renee Gamble, Salutatorian, East Robertson High School.

Senate Joint Resolution No. 892 -- Memorials, Academic Achievement -- Hannah Battles, Salutatorian, Cheatham County Central High School.

Senate Joint Resolution No. 893 -- Memorials, Academic Achievement -- Jackson Rowe, Valedictorian, Cheatham County Central High School.

Senate Joint Resolution No. 894 -- Memorials, Academic Achievement -- Troy Dalton Sloan, Valedictorian, East Robertson High School.

Senate Joint Resolution No. 895 -- Memorials, Academic Achievement -- Jacob Alan Smith, Valedictorian, White House Heritage High School.

Senate Joint Resolution No. 896 -- Memorials, Academic Achievement -- Forrest Isaias Whiting, Salutatorian, White House Heritage High School.

Senate Joint Resolution No. 897 -- Memorials, Academic Achievement -- Abigail Haggard, Valedictorian, Sycamore High School.

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Senate Joint Resolution No. 898 -- Memorials, Academic Achievement -- Lauren Hunsicker, Salutatorian, Sycamore High School.

Senate Joint Resolution No. 899 -- Memorials, Academic Achievement -- Stephen Edward Jacobs, Valedictorian, Harpeth High School.

Senate Joint Resolution No. 900 -- Memorials, Academic Achievement -- Jared Prine Higgs, Salutatorian, Harpeth High School.

Senate Joint Resolution No. 901 -- Memorials, Academic Achievement -- Noah Westley Holland, Valedictorian, Springfield High School.

Senate Joint Resolution No. 902 -- Memorials, Academic Achievement -- Luke Bradley Petitt, Salutatorian, Springfield High School.

Senate Joint Resolution No. 903 -- Memorials, Retirement -- Congressman John J. Duncan, Jr.

Senate Joint Resolution No. 904 -- Memorials, Public Service -- Congressman John J. Duncan, Jr.'s staff.

Senate Joint Resolution No. 905 -- Memorials, Recognition -- Crystal Stander, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 906 -- Memorials, Recognition -- Devore Soloman, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 907 -- Memorials, Recognition -- Steve Wariner.

Senate Joint Resolution No. 908 -- Memorials, Recognition -- Mark Beeler, Governor's Volunteer Stars Award.

Senate Joint Resolution No. 910 -- Memorials, Retirement -- Dr. Charles Eugene Walker.

Senate Joint Resolution No. 911 -- Memorials, Recognition -- HCA Healthcare, 50th Anniversary.

Senate Joint Resolution No. 912 -- Memorials, Recognition -- Hannah Dove Maurice, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 913 -- Memorials, Recognition -- Jermize Weddle, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 914 -- Memorials, Death -- Wanda Fay Bowling.

Senate Joint Resolution No. 915 -- Memorials, Recognition -- Quintarious Bond, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 916 -- Memorials, Recognition -- David Price, Boys and Girls Clubs Youth of the Year.

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Senate Joint Resolution No. 917 -- Memorials, Recognition -- Donovan Stokes, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 918 -- Memorials, Recognition -- Cameron Hamilton, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 919 -- Memorials, Professional Achievement -- Amy Whaley, Regional Teacher of the Year.

Senate Joint Resolution No. 920 -- Memorials, Recognition -- Boys and Girls Club of Morristown, 60th Anniversary.

Senate Joint Resolution No. 921 -- Memorials, Recognition -- Rebecca Wood, 2018 president of the Tennessee Road Builders Association.

Senate Joint Resolution No. 922 -- Memorials, Recognition -- Haven Goodell, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 923 -- Memorials, Recognition -- Y-12 National Security Complex, 75th Anniversary.

Senate Joint Resolution No. 924 -- Memorials, Interns -- Harris King.

Senate Joint Resolution No. 925 -- Memorials, Retirement -- Smith County Mayor Michael Nesbitt.

Senate Joint Resolution No. 926 -- Memorials, Academic Achievement -- Dylan Cole Maxfield, Salutatorian, Clay County High School.

Senate Joint Resolution No. 927 -- Memorials, Recognition -- Isaiah Bullock, Boys and Girls Clubs Youth of the Year.

Senate Joint Resolution No. 928 -- Memorials, Retirement -- Frederick A. "Rick" Brooks.

Senate Joint Resolution No. 929 -- Memorials, Retirement -- Linda Kay Fulghum.

Senate Resolution No. 187 -- Memorials, Interns -- Ameshia Forrest.

Senate Resolution No. 188 -- Memorials, Interns -- Tanner Stockton.

Senate Resolution No. 189 -- Memorials, Interns -- La'Ken Brazzle.

Senate Resolution No. 190 -- Memorials, Personal Occasion -- Eugene Covington, 90th Birthday.

Senate Resolution No. 191 -- Memorials, Interns -- Alayne Saylor.

Senate Resolution No. 192 -- Memorials, Interns -- James Ryan Cawthon.

Senate Resolution No. 193 -- Memorials, Interns -- Robert T. McBride.

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Senate Resolution No. 194 -- Memorials, Death -- Frances Lurlene Dillard Jones.

Senate Resolution No. 195 -- Memorials, Death -- Josephine Redfearn Oliver Teague Ingle.

House Joint Resolution No. 879 -- Memorials, Public Service -- Representative Steve McDaniel.

House Joint Resolution No. 906 -- Memorials, Public Service -- Speaker Beth Harwell.

House Joint Resolution No. 954 -- Memorials, Public Service -- Representative Judd Matheny.

House Joint Resolution No. 1065 -- Memorials, Interns -- Bethany Bruton.

House Joint Resolution No. 1066 -- Memorials, Interns -- Dylan Scott.

House Joint Resolution No. 1068 -- Memorials, Retirement -- Rick Shepard.

House Joint Resolution No. 1069 -- Memorials, Retirement -- Cathy Higgins.

House Joint Resolution No. 1070 -- Memorials, Recognition -- Elk Valley Forestry Association.

House Joint Resolution No. 1071 -- Memorials, Recognition -- Wilson County Fair, 2017 Triple A Division Champion.

House Joint Resolution No. 1072 -- Memorials, Interns -- Israel Muñoz Salvador.

House Joint Resolution No. 1073 -- Memorials, Retirement -- Ted Hackney.

House Joint Resolution No. 1074 -- Memorials, Recognition -- Rockland Missionary Baptist Church, 150th Anniversary.

House Joint Resolution No. 1075 -- Memorials, Interns -- Kylene Renea Johnson.

House Joint Resolution No. 1076 -- Memorials, Academic Achievement -- Brandon D. Lee, Salutatorian, Raleigh-Egypt High School.

House Joint Resolution No. 1077 -- Memorials, Academic Achievement -- Ronni Lasha' Williams, Valedictorian, Raleigh-Egypt High School.

House Joint Resolution No. 1078 -- Memorials, Academic Achievement -- Pilar Jacqueline Garcia, Salutatorian, Raleigh-Egypt High School.

House Joint Resolution No. 1079 -- Memorials, Academic Achievement -- Brianna Harris, Third Honor Graduate, Raleigh-Egypt High School.

House Joint Resolution No. 1081 -- Memorials, Retirement -- Lieutenant Colonel Jonathon F. Flanders, United States Air Force.

House Joint Resolution No. 1082 -- Memorials, Death -- Harry Jackson Rymer, Sr.

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House Joint Resolution No. 1093 -- Memorials, Interns -- Todd Justice "T.J." Wiley.

House Joint Resolution No. 1094 -- Memorials, Recognition -- Appalachian Express Chorus, 50th Anniversary Show.

House Joint Resolution No. 1095 -- Memorials, Recognition -- Grace Harville, National 4-H Reserve Champion in Prepared Public Speaking.

House Joint Resolution No. 1096 -- Memorials, Academic Achievement -- Kacey Tomosovic, Salutatorian, West High School.

House Joint Resolution No. 1097 -- Memorials, Academic Achievement -- Connor Capell, Valedictorian, West High School.

House Joint Resolution No. 1098 -- Memorials, Academic Achievement -- Hunter Davis, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1099 -- Memorials, Academic Achievement -- Lauren Paige Montgomery, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1100 -- Memorials, Academic Achievement -- Ben Lane, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1101 -- Memorials, Academic Achievement -- Hallie Cameron Dillard, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1102 -- Memorials, Academic Achievement -- Hunter Vaught, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1103 -- Memorials, Academic Achievement -- Britt Dillard, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1104 -- Memorials, Academic Achievement -- Caitlyn Michelle Griffin, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1105 -- Memorials, Academic Achievement -- Tristan Dudley Pope, Top Ten Senior, Gordonsville High School.

House Joint Resolution No. 1106 -- Memorials, Academic Achievement -- Rebecca Blackburn, Salutatorian, Gordonsville High School.

House Joint Resolution No. 1107 -- Memorials, Academic Achievement -- Grace Elizabeth Leslie, Valedictorian, Gordonsville High School.

House Joint Resolution No. 1108 -- Memorials, Recognition -- Henry Edward Frazier and Edsel B. Frazier.

House Joint Resolution No. 1109 -- Memorials, Academic Achievement -- Julian Robbins, Valedictorian, Knoxville Central High School.

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House Joint Resolution No. 1110 -- Memorials, Academic Achievement -- Steven Williams, Valedictorian, Knoxville Central High School.

House Joint Resolution No. 1111 -- Memorials, Academic Achievement -- Taylor Moore, Salutatorian, Knoxville Central High School.

House Joint Resolution No. 1112 -- Memorials, Academic Achievement -- McKenzie England, Salutatorian, Knoxville Central High School.

House Joint Resolution No. 1113 -- Memorials, Academic Achievement -- Katherine Elizabeth Crye.

House Joint Resolution No. 1114 -- Memorials, Interns -- Allison McHenry.

House Joint Resolution No. 1115 -- Memorials, Recognition -- Dr. Joe B. Maddox.

House Joint Resolution No. 1116 -- Memorials, Academic Achievement -- Lauren Keegan Dinsmore, Salutatorian, Fulton High School.

House Joint Resolution No. 1117 -- Memorials, Academic Achievement -- Aaron Winebarger, Valedictorian, Fulton High School.

House Joint Resolution No. 1118 -- Memorials, Public Service -- Roger Campbell.

House Joint Resolution No. 1119 -- Memorials, Recognition -- Joe Williams.

House Joint Resolution No. 1120 -- Memorials, Recognition -- Old Hickory, 100th Anniversary.

House Joint Resolution No. 1121 -- Memorials, Recognition -- Old Hickory Public Library, 80th Anniversary.

House Joint Resolution No. 1122 -- Memorials, Professional Achievement -- Robert Beck, Sr.

House Joint Resolution No. 1123 -- Memorials, Academic Achievement -- Hannah Battles, Salutatorian, Cheatham County Central High School.

House Joint Resolution No. 1124 -- Memorials, Academic Achievement -- Jackson Rowe, Valedictorian, Cheatham County Central High School.

House Joint Resolution No. 1125 -- Memorials, Recognition -- West Cheatham Elementary School, 50th Anniversary.

House Joint Resolution No. 1126 -- Memorials, Interns -- Emily Dunkley.

House Joint Resolution No. 1127 -- Memorials, Interns -- Mustafa Marzuq Ali-Smith.

House Joint Resolution No. 1128 -- Memorials, Academic Achievement -- Monet Harriman, Salutatorian, South Doyle High School.

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House Joint Resolution No. 1129 -- Memorials, Academic Achievement -- Krista Perry, Salutatorian, South Doyle High School.

House Joint Resolution No. 1130 -- Memorials, Academic Achievement -- Preston Maynard, Valedictorian, South Doyle High School.

House Joint Resolution No. 1131 -- Memorials, Academic Achievement -- Daphne Carson Jones, Valedictorian, South Doyle High School.

House Joint Resolution No. 1132 -- Memorials, Academic Achievement -- Rachel Hale, Salutatorian, Bledsoe County High School.

House Joint Resolution No. 1133 -- Memorials, Retirement -- Gladys Best.

House Joint Resolution No. 1134 -- Memorials, Recognition -- The Collier Family of Sevier County.

House Joint Resolution No. 1135 -- Memorials, Interns -- Kibriana Parsons.

House Joint Resolution No. 1136 -- Memorials, Academic Achievement -- Sidney Brooke Church, Valedictorian, Santa Fe Unit School.

House Joint Resolution No. 1137 -- Memorials, Academic Achievement -- Emily Ann Wilkinson, Salutatorian, Santa Fe Unit School.

House Joint Resolution No. 1138 -- Memorials, Recognition -- Les Steckel.

House Joint Resolution No. 1139 -- Memorials, Recognition -- Smyrna Senior Citizens Center.

House Joint Resolution No. 1140 -- Memorials, Recognition -- Ramp Festival, May 11, 2018.

House Joint Resolution No. 1141 -- Memorials, Interns -- Katavious Parker.

House Joint Resolution No. 1142 -- Memorials, Sports -- Coach David Ellis, Maryville High School.

House Joint Resolution No. 1143 -- Memorials, Retirement -- Deputy Fire Chief David Hodges, City of Maryville Fire Department.

House Joint Resolution No. 1145 -- Memorials, Academic Achievement -- Lillian Rose Cantrell, Valedictorian, Trosdale County High School.

House Joint Resolution No. 1146 -- Memorials, Academic Achievement -- Sarah Joyce Satterfield, Salutatorian, Trosdale County High School.

House Joint Resolution No. 1147 -- Memorials, Professional Achievement -- Dr. Utpal Patel, Sports Medicine Person of the Year.

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House Joint Resolution No. 1148 -- Memorials, Academic Achievement -- Garrett Emerson Ball, Valedictorian, White House High School.

House Joint Resolution No. 1149 -- Memorials, Academic Achievement -- Grant Miller Lowe, Salutatorian, White House High School.

House Joint Resolution No. 1150 -- Memorials, Recognition -- David Flynn.

House Joint Resolution No. 1151 -- Memorials, Personal Occasion -- Dan and Sharon Terry, 50th Wedding Anniversary.

House Joint Resolution No. 1152 -- Memorials, Death -- Edwin "Ed" Edwards.

House Joint Resolution No. 1153 -- Memorials, Academic Achievement -- Bailee Michelle Strunk, Salutatorian, Scott County High School.

House Joint Resolution No. 1154 -- Memorials, Academic Achievement -- Morgan Paige Young, Salutatorian, Scott County High School.

House Joint Resolution No. 1155 -- Memorials, Academic Achievement -- Destinee Jade Spradlin, Salutatorian, Scott County High School.

House Joint Resolution No. 1156 -- Memorials, Academic Achievement -- Baleigh Cheyne Smith, Salutatorian, Oneida High School.

House Joint Resolution No. 1157 -- Memorials, Academic Achievement -- Carrington Dayle Lay, Salutatorian, Oneida High School.

House Joint Resolution No. 1158 -- Memorials, Academic Achievement -- Emilee Anderson, Valedictorian, Pickett County High School.

House Joint Resolution No. 1159 -- Memorials, Academic Achievement -- Mattie Scoggins, Valedictorian, Oneida High School.

House Joint Resolution No. 1160 -- Memorials, Academic Achievement -- Mackensey Ann Lowe, Valedictorian, Scott County High School.

House Joint Resolution No. 1161 -- Memorials, Academic Achievement -- Holly Brooke Sauls, Valedictorian, Scott County High School.

House Joint Resolution No. 1162 -- Memorials, Academic Achievement -- Toby Isaac Hacker, Valedictorian, Oneida High School.

House Joint Resolution No. 1163 -- Memorials, Academic Achievement -- Parth Patel, Salutatorian, Pickett County High School.

House Joint Resolution No. 1164 -- Memorials, Academic Achievement -- Isaiah Lay, Valedictorian, Oneida High School.

House Joint Resolution No. 1165 -- Memorials, Academic Achievement -- Emily Grace Mays, Valedictorian, Scott County High School.

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House Joint Resolution No. 1166 -- Memorials, Academic Achievement -- Dante' West, Salutatorian, Oneida High School.

House Joint Resolution No. 1167 -- Memorials, Academic Achievement -- Gannon Eli Terry, Valedictorian, Scott County High School.

House Joint Resolution No. 1168 -- Memorials, Academic Achievement -- Jacob Elisha Hughett, Valedictorian, Scott County High School.

House Joint Resolution No. 1169 -- Memorials, Academic Achievement -- Benjamin James Cross, Valedictorian, Scott County High School.

House Joint Resolution No. 1170 -- Memorials, Academic Achievement -- Madison Dunlap, Valedictorian, Oneida High School.

House Joint Resolution No. 1171 -- Memorials, Academic Achievement -- John David Terry, Valedictorian, Oneida High School.

House Joint Resolution No. 1172 -- Memorials, Academic Achievement -- Courtney Taylor Chambers, Valedictorian, Scott County High School.

House Joint Resolution No. 1173 -- Memorials, Retirement -- Kathy Wood-Dobbins.

House Joint Resolution No. 1174 -- Memorials, Recognition -- Jon S. Jackson.

House Joint Resolution No. 1175 -- Memorials, Interns -- Desten Palmer.

House Joint Resolution No. 1176 -- Memorials, Retirement -- Allen Morgan.

Senator Roberts moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

LOCAL BILL
CONSENT CALENDAR

Objections having been raised, the following bill was placed at the heel of the calendar for Tuesday, April 17, 2018, pursuant to Rule 38: **Senate Bill No. 2747**.

Senate Bill No. 2726 -- Carter County -- As introduced, allows removal of overgrown vegetation and accumulated debris on owner-occupied residential property. Amends TCA Section 5-1-115.

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On motion, Senate Bill No. 2726 was made to conform with **House Bill No. 2695**.

On motion, House Bill No. 2695, on same subject, was substituted for Senate Bill No. 2726.

Senate Bill No. 2737 -- Gallatin -- As introduced, authorizes the City of Gallatin to levy a privilege tax upon the privilege of occupancy by a two-thirds vote of its governing body. Amends TCA Title 67, Chapter 4, Part 14.

On motion, Senate Bill No. 2737 was made to conform with **House Bill No. 2702**.

On motion, House Bill No. 2702, on same subject, was substituted for Senate Bill No. 2737.

Senate Bill No. 2739 -- Mason -- Subject to local approval, revises conditions under which a vacancy is declared on the board of mayor and alderman for the Town of Mason; removes authority of non-resident property owners to vote in town elections; provides mayor, rather than board, with authority to organize departments and offices of town government; revises mayor's duties; establishes the procedure for adoption and preservation of ordinances. Amends Chapter 21 of the Private Acts of 2009.

On motion, Senate Bill No. 2739 was made to conform with **House Bill No. 2708**.

On motion, House Bill No. 2708, on same subject, was substituted for Senate Bill No. 2739.

Senate Bill No. 2740 -- Grand Junction -- Subject to local approval, updates description of boundaries of City of Grand Junction; revises general powers of city government; creates staggered terms for aldermen; revises vacancy provisions governing aldermen; requires ordinances to be approved by the board two times rather than three times; makes various other changes to the City Charter. Amends Chapter 75 of the Private Acts of 1969; as amended.

On motion, Senate Bill No. 2740 was made to conform with **House Bill No. 2713**.

On motion, House Bill No. 2713, on same subject, was substituted for Senate Bill No. 2740.

Senate Bill No. 2741 -- Hamilton County -- Subject to local approval, provides for the payment of certain retirement benefits of a retired Hamilton County employee to an alternate payee under a qualified domestic relations order. Amends Chapter 557 of the Private Acts of 1939.

On motion, Senate Bill No. 2741 was made to conform with **House Bill No. 2711**.

On motion, House Bill No. 2711, on same subject, was substituted for Senate Bill No. 2741.

Senate Bill No. 2743 -- Red Boiling Springs -- Subject to local approval, authorizes the city council of the City of Red Boiling Springs to set the city elections date by ordinance; deletes requirement that nonresidents who own taxable property within the City appear on the voting list of qualified electors eligible to vote in the Tennessee Legislative District that encompasses the City. Amends Chapter 29 of the Private Acts of 2009; as amended.

On motion, Senate Bill No. 2743 was made to conform with **House Bill No. 2714**.

On motion, House Bill No. 2714, on same subject, was substituted for Senate Bill No. 2743.

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Senate Bill No. 2745 -- Maury County -- Subject to local approval, creates a county financial management system to administer the finances of the county for all funds of the various departments, agencies, and boards that are handled by the county trustee.

On motion, Senate Bill No. 2745 was made to conform with **House Bill No. 2716**.

On motion, House Bill No. 2716, on same subject, was substituted for Senate Bill No. 2745.

Senate Bill No. 2751 -- Mountain City -- Subject to local approval, shifts the appointment of the town recorder, chief of police, and superintendent of public works from April to December; extends the terms of the incumbent recorder, chief of police, and superintendent to December 2019. Amends Chapter 133 of the Private Acts of 1986; as amended.

On motion, Senate Bill No. 2751 was made to conform with **House Bill No. 2719**.

On motion, House Bill No. 2719, on same subject, was substituted for Senate Bill No. 2751.

Senate Bill No. 2752 -- Portland -- Subject to local approval, authorizes the appointment of a city administrator; removes city council approval for city officers appointed by the mayor, except for the attorney, judge, and recorder; specifies new duties of the mayor. Amends Chapter 568 of the Private Acts of 1939; as amended.

On motion, Senate Bill No. 2752 was made to conform with **House Bill No. 2720**.

On motion, House Bill No. 2720, on same subject, was substituted for Senate Bill No. 2752.

Senator Roberts moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	29
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Watson, Yager and Yarbrow --29.

A motion to reconsider was tabled.

CALENDAR

Senator Bailey moved that **Senate Bill No. 2677** be placed on the Calendar for Wednesday, April 18, 2018, which motion prevailed.

Mr. Speaker McNally moved that **Senate Bill No. 1890** be moved ten places down on the Calendar for today, which motion prevailed.

Senator Gresham moved that **Senate Bill No. 1894** be placed on the Calendar for Thursday, April 19, 2018, which motion prevailed.

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Senator Green moved that **Senate Bill No. 2029**, as amended, be placed at the heel of the Calendar for today, which motion prevailed.

Senator Bailey moved that **Senate Bill No. 2658** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Bailey moved that **Senate Bill No. 2682** be moved six places down on the Calendar for today, which motion prevailed.

Senator Gardenhire moved that **Senate Bill No. 1755** be rereferred to the Committee on Calendar, which motion prevailed.

Senate Bill No. 1842 -- Education, Higher -- As introduced, requires the disclosure concerning transferability of credits that institutions authorized to operate by THEC must make to potential students to be in 18-point type rather than 16-point type. Amends TCA Title 49.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 50, Part 13, is amended by deleting the part.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 9, Part 4, is amended by adding the following language as a new section:

(a) As part of the Institute for Public Service, the Tennessee Foreign Language Institute exists to provide:

(1) Coordination and provision of foreign language skills needed by state government for purposes of industrial recruitment, tourist development, or any other state purpose;

(2) Original research into the most effective methods of foreign language instruction and the dissemination of that knowledge;

(3) Improvement of the language skills and teaching methods of foreign language instructors at all levels in the schools, colleges, and universities of Tennessee; and

(4) Coordination and provision of foreign language instruction to the citizens of this state.

(b) The board of trustees shall hire an executive director to administer the Tennessee Foreign Language Institute. The executive director shall have demonstrated expertise in foreign language or cultural issues and programs. The Institute for Public Service shall hire other staff approved by the advisory committee created pursuant to subsection (c).

(c) The president of the University of Tennessee, with the approval of the board of trustees, shall create a specific advisory committee to accomplish the purposes of this section pursuant to § 49-9-401(c). The advisory committee shall be the approving authority for hiring decisions for the Tennessee Foreign Language Institute.

(d)(1) There is created the Tennessee Foreign Language Institute endowment fund within the state treasury.

(2) The state treasurer is authorized to accept moneys from any person, association, or corporation wishing to contribute voluntarily to the endowment fund and to invest the moneys for the benefit of the fund pursuant to § 9-4-603.

(3) The income from the endowment fund shall be used solely for the operation and maintenance of the institute as a part of the Institute for Public Service. All interest and earnings on deposit in the fund shall become a part of and remain in the Tennessee Foreign Language Institute endowment fund. No funds in the Tennessee Foreign Language Institute endowment fund shall revert to the state general fund on June 30 of any year, but shall remain available for expenditure in accordance with this part.

(4) Subject to the general appropriations act, all private contributions to the fund shall be matched by the state on a dollar-for-dollar basis.

(e)(1) The Tennessee Foreign Language Institute shall have its primary location in the state capital.

(2) Nothing in this part shall be construed to prevent the provision or coordination of services at other locations approved by the board.

(f) The Tennessee Foreign Language Institute, through the Institute for Public Service, has the powers necessary to fulfill its mandate, including, but not limited to, the power to:

(1) Contract with colleges and universities to provide foreign language instructional services;

(2) Enter into contracts with colleges and universities to provide for the joint appointment of faculty members from colleges and universities at the institute and for institute personnel, including the executive director, at colleges and universities;

(3) Enter into contracts with elementary and secondary schools to provide foreign language instructional assistance to those schools and their teachers; and

(4) Accept gifts, grants, awards, and other funds from private, government, or other sources.

(g) The Tennessee Foreign Language Institute shall report annually to the board of trustees, which shall include the report in its annual report to the governor pursuant to § 49-9-208.

SECTION 3. Tennessee Code Annotated, Section 49-9-401(a), is amended by adding the following language after the last sentence:

The Institute for Public Service shall operate the Tennessee Foreign Language Institute.

SECTION 4. Any funding or grants appropriated or received for use by the Tennessee Foreign Language Institute prior to the effective date of this act shall be transferred to the University of Tennessee Institute for Public Services to effectuate the purposes of this act.

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1842**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Mr. Speaker McNally moved that **Senate Bill No. 1915** be moved five places down on the Calendar for today, which motion prevailed.

Senate Bill No. 2054 -- County Officers -- As introduced, requires each elected constable to complete 40 hours of in-service course time every 12 months in office rather than completing 40 hours of course time within 12 months of a constable's election. Amends TCA Section 8-10-202.

On motion, Senate Bill No. 2054 was made to conform with **House Bill No. 2141**.

On motion, House Bill No. 2141, on same subject, was substituted for Senate Bill No. 2054.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the amendatory language of Section 1 and substituting instead the following:

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(a) Each constable elected under § 8-10-101 shall complete forty (40) hours of in-service course time for each twelve-month period during which the constable holds office, beginning on the date the constable is sworn into office.

(b) Annual in-service course time completed under subsection (a) must include active shooter training approved by the Tennessee constables association.

(c) Except for the active shooter training component of in-service course time required under subsection (b), this section does not apply to constables elected before the effective date of this act.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 2141**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senator Watson moved that **House Bill No. 2082** be placed on the Calendar for Tuesday, April 17, 2018, which motion prevailed.

House Bill No. 2195 -- Local Government, General -- As introduced, prohibits local governments from adopting or enforcing regulations that prohibit or restrict the display of a flag on a property owner's property except when necessary to promote public health and safety. Amends TCA Title 5, Chapter 5; Title 6, Chapter 54 and Title 13, Chapter 7.

Senator Niceley moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the language "a flag" wherever it may appear in Section 1 and Section 2 and substituting instead the language "a flag of the United States of America, a flag of the state of Tennessee, or an official or replica flag of any branch of the United States armed forces".

Senator Niceley moved that **House Bill No. 2195** be placed at the heel of the Calendar for today, which motion prevailed.

Senate Bill No. 2682 -- Alcoholic Beverages -- As introduced, designates the Granville Resort and Marina in the city of Granville as a premier type tourist resort for the purposes of on-premises consumption of alcoholic beverages. Amends TCA Section 57-4-102.

On motion, Senate Bill No. 2682 was made to conform with **House Bill No. 2420**.

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On motion, House Bill No. 2420, on same subject, was substituted for Senate Bill No. 2682.

Senator Niceley moved to amend as follows:

AMENDMENT NO. 1

AMEND by inserting the following new section immediately preceding the last section and redesignating the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following language as a new subdivision:

() (i) A commercially operated facility that:

(a) Has a full-service restaurant that stands alone, or is part of a larger building or complex, but has its own entrance;

(b) Has a full-service kitchen that possesses at least one (1) of each the following: a stove; an oven; a refrigerator; and a freezer;

(c) Is open at least five (5) days per week, and serves at least twelve (12) meals each week;

(d) Has seating for at least seventy-five (75) persons at tables and has seating in the bar area at the bar, on stools around tables, or chairs around tables;

(e) Is located on at least eighteen (18) acres; and

(f) Is located in a county having a population of not less than thirty-two thousand two hundred (32,200) and not more than thirty-two thousand three hundred (32,300), according to the 2010 federal census or any subsequent federal census;

(ii) The premises of any facility licensed under this subdivision (26)() means any or all of the property that constitutes the facility; and

(iii) The property described under this subdivision (26)() may be divided into individual parcels or groups of parcels, and any commercial facility located on any of these parcels that meets the criteria in this subdivision (26)() is deemed to be a premier type tourist resort for purposes of obtaining a license;

On motion, Amendment No. 1 was adopted.

Senator Bowling moved to amend as follows:

AMENDMENT NO. 2

AMEND by inserting the following new section immediately preceding the last section and redesignating the subsequent section accordingly:

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SECTION __. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following new subdivision:

() A commercially operated facility possessing each of the following characteristics:

(i) The facility is located within six and one-half (6.5) miles of Interstate 24 in any county having a population of not less than thirteen thousand seven hundred (13,700) nor more than thirteen thousand seven hundred fifty (13,750), according to the 2010 federal census or any subsequent federal census;

(ii) The facility is located on Charlie Roberts Road;

(iii) The facility is licensed to sell beer; and

(iv) The facility is a music, concert, and entertainment venue located in a cave that is home to a public television program;

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 2420**, as amended, passed its third and final consideration by the following vote:

Ayes	27
Noes	2
Present, not voting ...	1

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Harper, Harris, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Reeves, Roberts, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--27.

Senators voting no were: Hensley and Southerland--2.

Senator present and not voting was: Pody--1.

A motion to reconsider was tabled.

Senator Tate moved that **Senate Bill No. 1890** be placed on the Calendar for Thursday, April 19, 2018, which motion prevailed.

Senator Niceley moved that **Senate Bill No. 1915** be placed at the heel of the Calendar for today, which motion prevailed.

Senator Kelsey moved that **Senate Bill No. 987** be placed on the Calendar for Wednesday, April 18, 2018, which motion prevailed.

Senator Watson moved that **Senate Bill No. 1629** be referred to the Committee on Finance, Ways and Means, which motion prevailed.

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Senate Bill No. 1684 -- Tennessee Higher Education Commission -- As introduced, requires publication of the Tennessee Postsecondary Education Fact Book by March 1 each year instead of by March 15. Amends TCA Title 49.

On motion, Senate Bill No. 1684 was made to conform with **House Bill No. 1687**.

On motion, House Bill No. 1687, on same subject, was substituted for Senate Bill No. 1684.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1687** passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbro and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 1781 -- Hospitals and Health Care Facilities -- As introduced, requires the bureau of TennCare to provide prior notice to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate before making pro rata reductions in payments from the nursing home assessment trust fund. Amends TCA Title 68 and Title 71.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 71-5-105, is amended by deleting subdivisions (a)(3)(B), (C), and (D) in their entireties and substituting instead the following:

(B) Establish, in consultation with the comptroller of the treasury and the Tennessee Health Care Association (THCA), rules for an acuity and quality-based reimbursement methodology for nursing facility services paid for by the bureau of TennCare under the rules of the department and as designated and certified by the department. Payment determination components shall include acuity adjusted direct care, non-acuity adjusted direct care, quality, administration, fair market value capital, a cost-based component, and an inflation index factor. The inflation index factor that shall be the most recent Skilled Nursing Facility without Capital Market Basket Index as published by IHS Global Insight (IHS Economics) or other index as may be agreed to by the bureau of TennCare, the comptroller of the treasury, and THCA should this index cease to be produced. The commissioner may establish the maximum amount to be paid to nursing facilities, consistent with the requirements of federal law and § 71-5-124(b);

SECTION 2. Tennessee Code Annotated, Section 71-5-1002, is amended by deleting subsection (h) in its entirety and substituting instead the following:

(h) The fund shall be used exclusively for the following purposes:

(1) To make expenditures for nursing facility services under the TennCare program for FY 2018-2019 at the full rates for the specified fiscal year as provided for under bureau of TennCare rules relative to the acuity-and quality-based reimbursement system and in accordance with § 71-5-105(a)(3)(B);

(2) To provide funding for the implementation of an acuity-based reimbursement system that shall include at a minimum a quality performance component for nursing facility services and a nursing rate component. The nursing rate component shall be adjusted by the average medicaid case-mix of the facility utilizing the Skilled Nursing Facility (SNF) Prospective Payment System (PPS) Resource Utilization Group-Version 4 (RUG-IV), 48-Grouper model;

(3) To pay nursing home covered services covered for medicaid beneficiaries within medicare upper payment limits, as negotiated with the bureau of TennCare. The upper payment limit of all nursing homes shall be calculated by the bureau of TennCare using the higher of the cost-based or prospective payment system approach in accordance with 42 C.F.R. 447.272; and

(4) Not later than June 30, 2018, a one-time transfer in the amount of fifteen million one hundred seventy-three thousand one hundred twenty-five dollars (\$15,173,125) shall be made from the nursing home trust fund to the bureau of TennCare. The payment equals the amount of TennCare funds that were used in fiscal years 2014-2015 and 2015-2016 to fund nursing home expenditures due to a budgetary restriction on the amount of nursing home fees that could be used.

SECTION 3. Tennessee Code Annotated, Section 71-5-1003, is amended by deleting the date "July 1, 2017" where it appears throughout subsection (c) and substituting instead the date "July 1, 2018"; and is further amended by deleting the date "June 30, 2018" where it appears throughout subsection (c) and substituting instead the date "June 30, 2019"; and is further amended by deleting in subdivision (c)(4) the words "FY 2017-2018" and substituting instead the words "FY 2018-2019".

SECTION 4. Tennessee Code Annotated, Section 71-5-1003, is amended by deleting subdivision (c)(3) and substituting instead the following:

Any licensed nursing home that is licensed on July 1, 2018, and provided forty thousand (40,000) or greater medicaid patient days for the twelve (12) months ending December 31 of the prior year shall pay an assessment rate equal to two and one-half percent (2.50%) of net patient service revenue divided by all non-medicare patient days. The facility shall pay the per diem rate for each of its non-medicare days.

SECTION 5. Tennessee Code Annotated, Section 71-5-1003, is further amended by deleting subsection (f).

SECTION 6. Tennessee Code Annotated, Section 71-5-1004, is amended by deleting the section and substituting instead the following language:

71-5-1004.

(a)(1) A specified amount of the funding for nursing facility (NF) services shall be set aside during each fiscal year for purposes of calculating a quality-based component of each NF provider's per diem payment as a quality incentive component, which shall be in addition to quality informed aspects of the NF reimbursement methodology.

(2) At the outset of the implementation of these acuity and quality-based reimbursement system, the amount of funding set aside for the quality-based component of the reimbursement methodology for nursing facilities shall be no less than forty million dollars (\$40,000,000) or four percent (4%) of the total projected fiscal year expenditures for NF services, whichever is greater.

(3) In each subsequent year, the amount of funding set aside for the quality-based component of the reimbursement methodology for nursing facilities shall increase at two (2) times the rate of inflation of the index factor. Index factor inflation shall be calculated from the midpoint of the prior state fiscal year to the midpoint of the new state fiscal year.

(4) This annual quality-based component index factor adjustment shall continue until such time that the quality-based component of the reimbursement methodology for nursing facilities constitutes ten percent (10%) of the total projected fiscal year expenditures for NF services. Once the quality-based component of the reimbursement methodology constitutes ten percent (10%) of the total projected fiscal year expenditures for NF services, it shall then increase or decrease at a rate necessary to ensure that the quality-based component of the reimbursement methodology remains at ten percent (10%).

(5) All noted minimum quality-based component thresholds and index factor inflationary adjustments are made prior to consideration of the budget adjustment factor (BAF).

(b)(1) The base-year annualized medicaid resident day-weighted median costs and prices shall be rebased at an interval no longer than three (3) years after a new base year period has been established. The new base year median costs and prices will be established using the most recently audited or desk reviewed cost reports that have a cost reporting period greater than six (6) months, with a cost report end date eighteen (18) months or more before the start of the rebase period.

(2) Cost reports issued a disclaimer of opinion during the audit process or cost reports containing substantial issues, including incomplete filing, during the desk review process, as solely determined by the comptroller of the treasury, will be excluded from the median and price calculations.

(3) Only audited or reviewed cost reports available prior to the July 1 rate setting will be considered in the median and price calculations.

(c)(1) The initial quality outcome measures and point values established for the NF reimbursement system implemented on July 1, 2018, shall be based upon the structure of the QUILTSS criteria established by the bureau of TennCare on August 5, 2014. The bureau of TennCare may establish quality outcome measures and performance benchmarks by rulemaking consistent with the provisions of this section.

(2) Quality outcome measures and performance benchmarks for each measure shall not be modified for the first three (3) fiscal years of reimbursement unless agreed to by TennCare and the Tennessee Health Care Association (THCA). After the initial three (3) year period, quality outcome measures, performance benchmarks for each measure, and point values shall be established in consultation with THCA. Any modifications to such criteria shall be established through rulemaking and shall not be changed for another three (3) year period.

(d) Any submissions by any facility relating to documentation of and participation in the quality-based component of the reimbursement methodology for nursing facilities shall be confidential and privileged and shall be protected from direct or indirect means of discovery, subpoena, or admission into evidence in any judicial or administrative proceeding. However, nothing in this rule shall be construed to make immune from discovery or use in any judicial or administrative proceeding information, record, or documents that are otherwise available from original sources kept in the facility, and would otherwise be available to a litigant through discovery requested from the facility. The confidentiality provisions of this subsection (d) shall also not apply to any judicial or administrative proceeding contesting the determination of the bureau of TennCare regarding the facility's quality component reimbursement.

SECTION 7. Tennessee Code Annotated, Section 71-5-1005(b), is amended by deleting the second sentence of the subsection and substituting instead the following language:

However, § 71-5-1413 shall be the exclusive authority for rulemaking by the bureau of TennCare regarding the initial rules regarding the acuity-based nursing home reimbursement system and any subsequent modifications to the nursing home reimbursement system.

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SECTION 8. Tennessee Code Annotated, Section 71-5-1006, is amended by deleting in subsection (c)(1) the date "July 1, 2017" and substituting instead "July 1, 2018".

SECTION 9. Tennessee Code Annotated, Section 71-5-1010, is amended by deleting in subsection (a) the date "June 30, 2017" and substituting instead "June 30, 2019".

SECTION 10. Tennessee Code Annotated, Section 71-5-1413, is amended by deleting subsection (c) in its entirety.

SECTION 11. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting the following language from Section 1:

or other index as may be agreed to by the bureau of TennCare, the comptroller of the treasury, and THCA should this index cease to be produced.

and substituting instead the language:

or other index as may be agreed to by the bureau of TennCare and the comptroller of the treasury, in consultation with THCA, should this index cease to be produced.

AND FURTHER AMEND by deleting the following language from subdivision (c)(2) of Section 6:

unless agreed to by TennCare and the Tennessee Health Care Association (THCA).

and substituting instead the following:

unless agreed to by TennCare in consultation with the Tennessee Health Care Association (THCA).

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 1781**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

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Senator Gresham moved that **Senate Bill No. 1839** be placed at the heel of the Calendar for today, which motion prevailed.

Senate Bill No. 1861 -- Tourism -- As introduced, adds the fiscal review committee to list receiving a synopsis of the annual conference and convention center facilities compliance report from a local government with a covered qualified public use facility. Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 57 and Title 67.

Senator Norris declared Rule 13 on **Senate Bill No. 1861**.

On motion, Senate Bill No. 1861 was made to conform with **House Bill No. 1923**.

On motion, House Bill No. 1923, on same subject, was substituted for Senate Bill No. 1861.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

On motion of Senator Watson, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 1923** passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 1898 -- Local Education Agencies -- As introduced, revises provisions governing the percentage of student achievement test scores comprising a student's final grade in certain subjects. Amends TCA Section 49-1-617.

On motion, Senate Bill No. 1898 was made to conform with **House Bill No. 1534**.

On motion, House Bill No. 1534, on same subject, was substituted for Senate Bill No. 1898.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

RECESS

Mr. Speaker McNally moved the Senate stand in recess for five minutes, which motion prevailed.

CALL TO ORDER

The Senate was called to order by Mr. Speaker McNally.

ROLL CALL

The Speaker declared that a quorum was present.

On motion, the roll call was dispensed with.

CALENDAR

FURTHER ACTION ON HOUSE BILL NO. 1534

Thereupon, **House Bill No. 1534** passed its third and final consideration by the following vote:

Ayes	30
Noes	2

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--30.

Senators voting no were: Harris and Kyle--2.

A motion to reconsider was tabled.

MOTION

Senator Norris moved that Rule 19 be suspended for the purpose of considering the Message Calendar next, which motion prevailed.

MESSAGE CALENDAR

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 647 -- Firearms and Ammunition -- As introduced, authorizes community corrections officers who hold a valid Tennessee handgun permit to carry a handgun at all times and in all places in Tennessee while in the course of employment and engaged in the actual discharge of official duties. Amends TCA Title 38, Chapter 8 and Title 39, Chapter 17, Part 13.

HOUSE AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1350, is amended by adding the following language as a new subsection:

Notwithstanding any law to the contrary, a community corrections officer who holds a valid Tennessee handgun carry permit may carry a handgun at all times and in all places in Tennessee while in the course of employment and engaged in the actual discharge of official duties, except as provided by subsection (c), federal law,

or lawful orders of court. This subsection applies to community corrections officers employed in counties having a population, according to the 2010 federal census or any subsequent federal census of:

<u>not less than</u>	<u>nor more than</u>
32,200	32,300
22,600	22,675
6,800	6,900
56,800	56,900
51,400	51,500
19,100	19,150

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Niceley moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 647**, which motion prevailed by the following vote:

Ayes	31
Noes	1
Present, not voting ...	1

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--31.

Senator voting no was: Kelsey--1.

Senator present and not voting was: Yarbro--1.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 2030 -- Criminal Offenses -- As introduced, creates Class A misdemeanor offense of criminal impersonation of a member or veteran of uniformed service when person pretends to be member or veteran for purpose of obtaining money, services, property, or other tangible benefit. Amends TCA Title 39, Chapter 16, Part 3 and Section 58-1-602.

HOUSE AMENDMENT NO. 3

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Tennessee Stolen Valor Act."

SECTION 2. Tennessee Code Annotated, Section 39-16-301, is amended by deleting subsection (c) and substituting instead the following:

(c)(1) A person commits criminal impersonation who, with the intent to obtain money, property, services, or any other tangible benefit, pretends to be an active duty member or veteran of uniformed service by:

(A) Wearing the uniform, rank, medals, devices, or insignia of a uniformed service of which the person is not a member or veteran or to which the person has not earned or been awarded;

(B) Fraudulently representing to another, or misleading another to believe, that the person is the recipient of a military rank, medal, device, insignia, award, decoration, ribbon, tab, or other service recognition that the person has not received or earned; or

(C) Presenting false identification, documentation, or certification to include, without limitation:

(i) United States department of defense identification cards;

(ii) Military forms showing release or discharge from active duty, including department of defense form 214 (DD 214) or equivalent forms;

(iii) United States department of veteran affairs identification cards; or

(iv) Certifications or qualifications indicating uniformed service training or education.

(2) This subsection (c) shall not be construed to prevent members of organizations known as the Boy Scouts of America, or the naval militia, or such other organizations as the secretary of defense may designate, from wearing their prescribed uniforms; nor to prevent persons who in time of war have served honorably in the armed forces of the United States, from wearing the uniform as may be prescribed by the laws of the United States; nor to prevent other duly designated organizations, schools, colleges, universities, cadet corps, military societies, or instructors, from wearing the uniform as prescribed by the laws of the United States; nor to prevent the wearing of the uniform in playhouses, theaters, or motion pictures, as may be prescribed by the laws of the United States; and provided further, that the members of the military societies and instructors and members of the cadet corps mentioned in this subdivision (c)(2) shall not wear the insignia of rank prescribed to be worn by officers of the armed forces of the United States, or any similar insignia of rank.

(d)(1) Criminal impersonation under subsection (a) is a Class B misdemeanor. However, if the criminal impersonation was committed to falsely obtain a driver license or photo identification license, the maximum fine of five hundred dollars (\$500) shall be imposed. If any person commits the offense of criminal impersonation under subsection (a) while pretending to be a firefighter,

medical fire responder, paramedic, emergency medical technician, or any other first responder and while operating a motor vehicle pursuant to § 55-9-201(d), § 55-9-402(g), or § 55-9-414(f), then the offense is a Class A misdemeanor.

(2) Criminal impersonation under subsection (b) or (c) is a Class A misdemeanor. However, if any person commits criminal impersonation of a law enforcement officer under subsection (b) while operating a motor vehicle pursuant to § 55-9-201(d), § 55-9-402(g), or § 55-9-414(f), then the maximum fine for the offense shall be five thousand dollars (\$5,000).

(3) All revenue collected from the fines imposed for a conviction of subsection (c) must be paid into to the general fund. It is the intent of the general assembly that an amount equal to the revenue collected from the fines imposed for a conviction under subsection (c) be allocated to assist in veteran property tax relief, subject to the general appropriations act.

(e) For purposes of this section, "uniformed service" means:

(1) Active and reserve components of the army, navy, air force, marine corps, or coast guard of the United States;

(2) The commissioned corps of the United States public health service;

(3) The commissioned corps of the national oceanic and atmospheric administration of the United States; or

(4) The national guard of a state.

SECTION 3. Tennessee Code Annotated, Section 58-1-602, is amended by deleting the section in its entirety.

SECTION 4. This act shall take effect July 1, 2018, the public welfare requiring it.

Senator Green moved that the Senate concur in House Amendment No. 3 to **Senate Bill No. 2030**, which motion prevailed by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senator Dickerson moved that **Senate Bill No. 2236** be moved three places down on the Message Calendar for today, which motion prevailed.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 2420 -- Municipal Government -- As introduced, authorizes the City of Hendersonville to add the storm water user's fee to the real property tax notice. Amends TCA Section 67-5-103.

HOUSE AMENDMENT NO. 1

AMEND by deleting the amendatory language of Section 1 and substituting instead the following:

(d) A municipality that imposes a storm water user's fee, pursuant to § 68-221-1107, may bill such fee, upon passage of an ordinance by a two-thirds (2/3) majority of the legislative body, in the same manner as municipal real property taxes and add such fee to the real property tax notices. This subsection applies in any municipality having a population of not less than fifty-one thousand (51,000) nor more than fifty-two thousand (52,000) and located in a county with a population of not less than one hundred sixty thousand six hundred (160,600) nor more than one hundred sixty thousand seven hundred (160,700), according to the 2010 federal census or any subsequent federal census.

Senator Haile moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 2420**, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1062 -- Boats, Boating -- As introduced, requires motorboats that carry passengers for hire to be inspected and approved by the Tennessee wildlife resources agency (TWRA); requires operators of motorboats carrying passengers for hire to be licensed by the TWRA; provides requirements for the operation of motorboats carrying passengers for hire. Amends TCA Title 68; Title 69 and Title 70.

HOUSE AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Title 69, Chapter 9, Part 2, is amended by adding the following as a new section:

(a) Jet boats that carry passengers for hire shall:

(1) Only operate during the hours between ten o'clock a.m. (10:00 a.m.) and five o'clock p.m. (5:00 p.m.) on Monday through Friday;

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(2) Only operate during the hours between ten o'clock a.m. (10:00 a.m.) and seven o'clock p.m. (7:00 p.m.) on Saturday and Sunday;

(3) Not travel at a speed greater than a no-wake speed within fifty feet (50') of any private or public dock or boat ramp;

(4) Not travel at any time at a speed greater than thirty-three nautical miles per hour (33 NMPH);

(5) Be subject to the noise level restrictions under part 3 of this chapter; and

(6) Not perform the maneuver commonly called a "donut" within one-hundred feet (100') of any private vessel or the shoreline.

(b) Beginning July 1, 2018, no person shall locate any outfitter or other business that carries passengers for hire on jet boats within five thousand feet (5,000') of another outfitter or other business that carries passengers for hire on jet boats.

(c) A person violating this section commits a Class C misdemeanor and, upon conviction of an offense, shall be fined fifty dollars (\$50.00) for each offense.

(d) This section shall only apply in a tourist resort county, as defined in § 42-1-301.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

Senator Southerland moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 1062**, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator Dickerson moved that **Senate Bill No. 2236** be placed on the Message Calendar for April 17, 2018, which motion prevailed.

MOTION

Senator Watson moved that Rule 83(8) be suspended for the purpose of allowing the calendar for the Committee on Finance, Ways and Means published April 13, 2018, to be considered timely for Tuesday, April 17, 2018, which motion prevailed.

MOTION

Senator Watson moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 39, 410, 749, 1109 and 1277** on the calendar for the Committee on Finance, Ways and Means for Tuesday, April 17, 2018, which motion prevailed.

RECALL OF BILL

On motion of Senator Gardenhire, **Senate Bill No. 1755** was recalled from the Committee on Calendar.

WITHDRAWAL OF BILL

On motion of Senator Gardenhire, Senate Bill No. 1755 was withdrawn from the Senate.

MOTION

On motion of Senator Massey, her name was added as sponsor of **Senate Bill No. 1684; and House Joint Resolutions Nos. 1001, 1097 and 1176.**

On motion of Senator Yager, his name was added as sponsor of **Senate Bill No. 1781; and House Joint Resolutions Nos. 1133, 1153, 1154, 1155, 1156, 1157, 1159, 1160, 1161, 1162, 1164, 1166, 1167, 1168, 1169, 1170, 1171 and 1172.**

On motion of Senators Bailey and Yarbrow, their names were added as sponsors of **Senate Bill No. 1949.**

On motion of Senator Ketron, his name was added as sponsor of **Senate Bills Nos. 1994 and 2119.**

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bills Nos. 2063, 2236 and 2682.**

On motion of Senator Bailey, his name was added as sponsor of **Senate Bill No. 2117; and House Joint Resolution No. 1132.**

On motion of Senator Reeves, his name was added as sponsor of **Senate Joint Resolutions Nos. 862, 916 and 921; Senate Resolutions Nos. 190, 191 and 192; and House Joint Resolutions Nos. 1070 and 1147.**

On motion of Senator Briggs, his name was added as sponsor of **Senate Joint Resolutions Nos. 866, 868 and 924; and House Joint Resolutions Nos. 1010, 1075, 1126 and 1127.**

On motion of Senators Briggs and Yarbrow, their names were added as sponsors of **Senate Joint Resolution No. 867.**

On motion of Senator Briggs and Mr. Speaker McNally; and Senators Bailey, Bell, Bowling, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Yarbrow, their names were added as sponsors of **Senate Joint Resolutions Nos. 903 and 904.**

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On motion of Senators Reeves and Yarbrow, their names were added as sponsors of **Senate Joint Resolution No. 911.**

On motion, all Senators' names were added as sponsors of **Senate Joint Resolution No. 914.**

On motion of Senator Lundberg, his name was added as sponsor of **Senate Joint Resolution No. 922; and House Joint Resolution No. 1094.**

On motion of Senators Briggs and Yager, their names were added as sponsors of **Senate Joint Resolution No. 923.**

On motion of Senators Bailey and Haile, their names were added as sponsors of **Senate Joint Resolution No. 925.**

On motion of Senator Crowe, his name was added as sponsor of **House Joint Resolution No. 37.**

On motion of Senators Gresham, Hensley, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Haile, Harper, Harris, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 879.**

On motion of Senators Dickerson, Haile, Harper, Yarbrow, Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 906.**

On motion of Senators Bowling, Bailey, Bell, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 954.**

On motion of Senator Southerland, his name was added as sponsor of **House Joint Resolutions Nos. 1069, 1134, 1140 and 1143.**

On motion of Senator Kyle, her name was added as sponsor of **House Joint Resolutions Nos. 1076, 1077, 1078 and 1079.**

On motion of Senator Bell, his name was added as sponsor of **House Joint Resolution No. 1082.**

On motion of Senator Pody, his name was added as sponsor of **House Joint Resolutions Nos. 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108 and 1150.**

On motion of Senators Briggs and Massey, their names were added as sponsors of **House Joint Resolutions Nos. 1109, 1110, 1111, 1112, 1113, 1115, 1116 and 1117.**

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On motion of Senator Swann, his name was added as sponsor of **House Joint Resolution No. 1118.**

On motion of Senator Gresham, her name was added as sponsor of **House Joint Resolution No. 1119.**

On motion of Senators Harper and Yarbrow, their names were added as sponsors of **House Joint Resolutions Nos. 1120 and 1121.**

On motion of Senator Harper, her name was added as sponsor of **House Joint Resolution No. 1122.**

On motion of Senator Hensley, his name was added as sponsor of **House Joint Resolutions Nos. 1136 and 1137.**

On motion of Senators Reeves and Ketron, their names were added as sponsors of **House Joint Resolution No. 1139.**

On motion of Senator Haile, his name was added as sponsor of **House Joint Resolutions Nos. 1148 and 1149.**

On motion of Senators Bailey and Yager, their names were added as sponsors of **House Joint Resolutions Nos. 1158 and 1163.**

On motion of Senators Briggs and Pody, their names were added as sponsors of **House Joint Resolution No. 1173.**

On motion of Senator Roberts, his name was added as sponsor of **House Joint Resolution No. 1177.**

ENGROSSED BILLS

April 16, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 889 and 890, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 149, 901, 1782, 1793, 1837, 1894, 1926, 2217, 2271, 2356, 2664, 2704, 2721 and 2722; passed by the House.

TAMMY LETZLER,
Chief Clerk

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MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 2432, passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207 and 1208; adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 367, 1719, 1869 and 1923; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 1519, 1564 and 2370; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 593, concurred in by the House.

TAMMY LETZLER,
Chief Clerk

MONDAY, APRIL 16, 2018 -- 71ST LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 849, 2279, 2699, 2703, 2705 and 2709; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

SIGNED

April 16, 2018

The Speaker announced that he had signed the following: Senate Bills Nos. 686, 834, 912, 1512, 1552, 1569, 1701, 1731, 1740, 1773, 1783, 1789, 1803, 1957, 1998, 2036, 2079, 2155, 2196, 2229, 2347, 2377, 2458, 2538, 2698, 2742 and 2746; and House Bills Nos. 849, 1540, 1543, 1731, 1786, 2034, 2232, 2235, 2278, 2279, 2370, 2699, 2703, 2705, 2707 and 2709.

SIGNED

April 16, 2018

The Speaker announced that he had signed the following: Senate Joint Resolution No. 141.

MESSAGE FROM THE HOUSE

April 16, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 141, signed by the Speaker.

TAMMY LETZLER,
Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

April 16, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 822, 825, 827, 828, 829, 830, 831, 832, 833, 834, 835, 837, 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 856, 857 and 858; for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

**REPORT OF COMMITTEE ON CALENDAR
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bill and it has been set on the Message Calendar for Tuesday, April 17, 2018: Senate Bill No. 2236.

This the 16th day of April, 2018
ROBERTS, Chairperson

MONDAY, APRIL 16, 2018 -- 71ST LEGISLATIVE DAY

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, April 18, 2018: Senate Bills Nos. 1728, 444, 1623 and 2362.

This the 16th day of April, 2018
ROBERTS, Chairperson

ADJOURNMENT

Senator Norris moved the Senate adjourn until 1:30 p.m., Tuesday, April 17, 2018, which motion prevailed.